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December 5, 2002

## **EX PARTE**

Ms. Marlene Dortch Secretary Federal Communications Commission 445 Twelfth Street, S.W. Washington, D.C. 20554

Re: WC Docket No. 02-314 – Application of Qwest Communications International Inc. for

Authorization to Provide In-Region, InterLATA Service in the States of Colorado, Idaho, Iowa, Montana, Nebraska, North Dakota, Utah,

Washington and Wyoming

Dear Ms. Dortch:

Qwest Communications International Inc. ("Qwest") submits this filing at the request of Commission staff, which referred to the November 13, 2002, Colorado Commission Order. That Order notes at page 13 that the March 1, 2002, settlement agreement between Qwest and Eschelon states at paragraph (c): "Attachment 3 to the Implementation Plan dated July 31, 2001/August 1, 2001 relating to UNE-E will continue to bind the Parties unless the Parties agree otherwise in a writing executed by both Parties." The Commission Staff inquires as to the status of Attachment 3 in each of the application states.

First, we note that the remainder of paragraph 3(c) to the Eschelon agreement dated March 1, 2002, says that Eschelon agrees that Qwest will file Attachment 3 as an amendment to Eschelon's interconnection agreement. And in fact, Attachment 3 was filed as an amendment to Eschelon's interconnection agreement with the four application states where Eschelon is doing business, namely Colorado on June 11, 2002, Utah on May 14, 2002, Washington on May 15, 2002, and Idaho on May 23, 2002.

The twenty-page limit does not apply to this filing.

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Respectfully submitted,

Hance Haney

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